

PETER C. HARVEY
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101
Attorney for State Board of Dentistry

RECEIVED AND FILED
WITH THE
N.J. BOARD OF DENTISTRY
ON 10-19-05 DA

By: Nancy Costello Miller
Deputy Attorney General
(973) 648-4735

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF DENTISTRY

IN THE MATTER OF APPLICATION :
FOR LICENSURE OF :
:
STANISLAW KAMINSKI, D.D.S. :
:
:
TO PRACTICE DENTISTRY :
IN THE STATE OF NEW JERSEY :

Administrative Action

CONSENT ORDER

CERTIFIED TRUE COPY

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of an application for licensure to practice dentistry in this State from Stanislaw Kaminski ("respondent"). The Board also received information that respondent had engaged in and been arrested for the unlicensed practice of dentistry. Following review of the report of investigation prepared by Enforcement Bureau of the Division of Consumer Affairs, in which a witness asserted that she had been treated by respondent, the Board scheduled Dr. Kaminski for an appearance.

On September 7, 2005, respondent appeared with counsel, Ronald Fava, Esq. Respondent testified that he was trained as a dentist and as a medical doctor in Poland. Upon his arrival in the United States, he worked at various jobs and did not practice medicine or dentistry. In June 2003, respondent was arrested in Clifton, New Jersey and charged with the unlicensed practice of dentistry. Respondent was admitted into the Pre Trial Intervention Program. Upon his successful completion of that program in September 2004, all charges were dropped. Respondent

enrolled in the New York University program for foreign trained dentists in 2001 and received a D.D.S. degree in June 2005. His studies in that program were interrupted by a suspension from the program which occurred following a hearing on the circumstances surrounding his arrest. Dr. Kaminski stated that on two occasions he had offered a professional dental opinion on a patient who was being treated by a person who was licensed to practice dentistry in Poland but not licensed to practice dentistry in New Jersey. He denied that he had treated the patient and offered affidavits which supported his account of the events. He acknowledged that his conduct was improper.

Having reviewed the entire record, including the testimony of respondent at the investigative inquiry, it appears to the Board that respondent engaged in the practice of dentistry during a period in which he was not licensed in this State. These facts establish basis for disciplinary action pursuant to N.J.S.A. 45:1-21(e). It appearing that respondent desires to resolve this matter and for good cause shown:

IT IS ON THIS 19th DAY OF OCTOBER, 2005

HEREBY ORDERED AND AGREED THAT:

1. Stanislaw Kaminski, D.D.S., shall be licensed to practice dentistry in this State.
2. Respondent's license shall be suspended for a period on one year effective upon entry of this order, which period of suspension shall be stayed in its entirety and served as a period of probation. If respondent violates and law or regulation administered by the Board during the period of probation, the stayed suspension shall become active and shall be served in addition to any other sanction which the Board imposes based on the subsequent violation(s).
3. Respondent is hereby reprimanded for his conduct in engaging in the unlicensed practice of dentistry .
4. Respondent is assessed the costs of the investigation to the State in this matter in the amount of \$14,846.48. In payment of costs, respondent shall make twelve monthly payments as

follows: eleven payments of \$1,250 and one final payment of \$1,096.48. The first payment shall be due by November 1, 2005 and subsequent payments shall continue to be due by the first of each month until all twelve payments are completed. In the event that respondent does not make a timely payment, the full balance will immediately become due. Payment for the costs shall be submitted by certified check or money order made payable to the State of New Jersey and sent to Kevin B. Earle, M.P.H., Executive Director, Board of Dentistry, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

5. Failure to comply with any of the terms of this consent order may result in further disciplinary action.

NEW JERSEY STATE BOARD OF DENTISTRY

By: Herbert B. Dolinsky
Herbert B. Dolinsky, D.D.S.
Board President

I have read and understand this
Consent Order and agree
to be bound by its terms. I consent
to the entry of this Order.

Stanislaw Kaminski
Stanislaw Kaminski, D.D.S.

10/17/05
Date

I consent to the entry of this order
as to form.

Ronald S. Fava
Ronald Fava, Esq.

10/17/05
Date